

IN THE UNITED STATES DISTRICT COURT FOR THE  
MIDDLE DISTRICT OF TENNESSEE  
NASHVILLE DIVISION

SHAWN JUAREZ CAMPOS a/k/a )  
ASCENCION JUAREZ CAMPOS )  
                               )  
**Plaintiff,**               )  
                               )  
v.                           )      Case No. 2:07-0029  
                               )      Judge Trauger  
MTD PRODUCTS, INC.          )  
d/b/a Cub Cadet, a Delaware Corporation, )  
                               )  
**Defendant.**               )  
                               )

**ORDER**

For the reasons expressed in the accompanying Memorandum, the defendant's Motion for Summary Judgment on Grounds of Unforeseeable Product Alteration (Docket No. 58) is **DENIED**; the defendant's Motion to Exclude the Proposed Opinion Testimony of Stuart Statler (Docket No. 56) is **GRANTED**; the plaintiff's Motion in Limine to Exclude Mention of Alcohol (Docket No. 51) is **GRANTED IN PART** and **DENIED IN PART**; and the plaintiff's Motion to Strike (Docket No. 96) is **DENIED** as moot.

It is so ordered.

Enter this 19<sup>th</sup> day of February 2009.



ALETA A. TRAUGER  
United States District Judge